

IN THE  
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By

*Elizabeth Miller*

Typed Name: Elizabeth Miller

Participated Classification of this application:

Class 435 Subclass 006

Prior application:

Examiner: Ardin H. Marschel

Art Unit: 1631

ASSISTANT COMMISSIONER FOR PATENTS  
Washington, D.C. 20231

REQUEST FOR A CONTINUING APPLICATION UNDER 37 CFR 1.53(b)

Sir:

This is a request for filing a continuing application under 37 CFR 1.53(b) a  
(X) continuation application of:  
( ) divisional application of:

Pending Prior Application

Application Serial No. 09/021,701 filed 02/10/98

Title METHODS FOR EVALUATING OLIGONUCLEOTIDE PROBE SEQUENCES

Name of applicant(s) Karen W. Shannon, Paul K. Wolber, Glenda C. Delenstarr, Peter G. Webb,

Robert H. Kincaid

Copy of Application

- (X) Enclosed is a copy of the prior application, including the drawings.  
( ) Enclosed is a new specification, including new drawings.

Oath or Declaration

- (X) Enclosed is a copy of the prior Declaration (37 CFR 1.63(d)).  
( ) Enclosed is a newly executed Declaration (original or copy).

Foreign Priority - 35 USC 119

- ( ) Foreign priority under 35 U.S.C. 119 has been claimed in prior application Serial No. \_\_\_\_\_  
filed on \_\_\_\_\_ in \_\_\_\_\_  
( ) The certified copy has been filed in prior application Serial No. \_\_\_\_\_  
filed \_\_\_\_\_  
( ) A separate paper claiming direct priority to a foreign application is enclosed herewith. A certified copy of the foreign application will be provided in due course.

Relate Back - 35 USC 120

- (X) Amend the specification after the title by inserting the following heading:

--Cross Reference To Related Application(s)--;

and add the paragraph:

--This is a (X) continuation ( ) divisional

of copending application serial number 09/021,701 filed on 02/10/98.

Inventorship Statement

- ( ) Delete the following named individuals as inventors in this application in accordance with 37 CFR 1.53(b) as a result of a change in the claimed subject matter:

Appointment of Associate Attorney

- ( ) Recognize as Associate Attorney or Agent \_\_\_\_\_  
Registration No. \_\_\_\_\_  
( ) authorization is hereby granted by signature below of the Attorney or Agent of record  
( ) the Associate Attorney or Agent shall not have the authority to appoint other Attorneys or Agents

Communications

(X) Address all future communications to:

Direct telephone calls to:

AGILENT TECHNOLOGIES  
Legal Department, 51UPD  
Intellectual Property Administration  
P. O. Box 58043  
Santa Clara, California 95052-8043

Gordon Stewart  
(650) 485-2386

Other Amendments

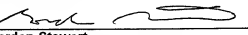
- ( ) Before calculating the filing fee, amend the prior application as follows:  
( ) Cancel the following claims \_\_\_\_\_ of the  
prior application before calculating the filing fee. (At least one original independent claim must be  
retained for filing purposes).  
( ) Enter the enclosed Preliminary Amendment.

Fee Calculation

(X) The filing fee is calculated below for (X) Utility ( ) Design

CLAIMS AS FILED BY OTHER THAN A SMALL ENTITY				
(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) TOTALS
TOTAL CLAIMS	101 — 20	81	X \$18	\$ 1,458
INDEPENDENT CLAIMS	5 — 3	2	X \$80	\$ 160
ANY MULTIPLE DEPENDENT CLAIMS	0		\$270	\$ 0
BASIC FEE: Design ( \$320.00 ); Utility ( \$710.00 )				\$ 710
TOTAL FILING FEE				\$ 2,328
				\$ 2,328

Respectfully submitted,  
Karen W. Shannon et al.

By   
Gordon Stewart  
Attorney/Agent for Applicant(s)  
Reg. No. 30,528

Date: Feb. 15, 2001

Telephone No.: (650) 485-2386